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Date: February 27, 2004
 To: Office of Publications
 Examiner Thomas L. Dickey
 Art Unit: 2826
 Fax No.: 703-872-9306
 From: Stephen P. Burr
 Subject: U.S. Application Ser. No. 10/051,614
 Filed: January 18, 2002
 Conf. No.: 9025
 Title: SEMICONDUCTOR LIGHT-EMITTING ELEMENT HAVING FIRST AND
 SECOND EPITAXIAL LAYER GROUP II-VI SEMICONDUCTOR COMPOUNDS
 ON A SUBSTRATE
 Our Ref.: 782_213

You should receive 9 page(s) including this cover sheet. If you do not receive all pages, please call (315) 233-8300.

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following paper(s) is/are being facsimile transmitted to 703-872-9306 at the Patent and Trademark Office on February 27, 2004:

- Request For Acknowledgment of Receipt and Consideration of Information Disclosure Statement 1 page
- Courtesy copy of the Information Disclosure Statement filed February 13, 2004, including copies of the Form PTO-1449, postcard receipt and Express Mail receipt 7 pages
- This Cover Sheet 1 page

Total Pages 9

Melissa T. Kuczynski
 Melissa T. Kuczynski

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Practitioner's Docket No.: 782_213

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the application of: Takafumi YAO, Hiromitsu UCHIYAMA and Takaharu IWADACHI

Ser. No.: 10/051,614

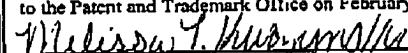
Group Art Unit: 2826

Filed: January 18, 2002

Examiner: Thomas L. Dickey

For: SEMICONDUCTOR LIGHT-EMITTING ELEMENT HAVING FIRST AND SECOND
EPITAXIAL LAYER GROUP II-VI SEMICONDUCTOR COMPOUNDS ON A
SUBSTRATEDate of mailing of PTOL 85 entitled "Notice of Allowance
and Base Issue Fee Due" January 29, 2004

Mail Stop Issue Fee
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 PO Box 1450
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CERTIFICATION OF FACSIMILE TRANSMISSION
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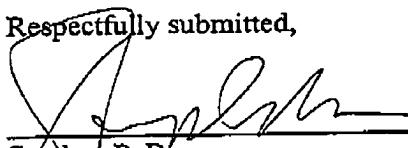
**REQUEST FOR ACKNOWLEDGMENT OF RECEIPT AND CONSIDERATION OF
INFORMATION DISCLOSURE STATEMENT**

Sir:

Applicants respectfully request the U.S. Patent and Trademark Office to return an initialed copy of the PTO-1449 filed with Information Disclosure Statement on February 13, 2004, as acknowledgment of receipt and consideration thereof. A courtesy copy of the PTO-1449 and Information Disclosure Statement as well as our postcard receipt, are enclosed.

Should additional copies of the references cited in the Information Disclosure Statement be required, the appropriate Patent and Trademark Office official is invited to contact the undersigned at the telephone number set forth below.

Respectfully submitted,


 Stephen P. Burr
 Reg. No. 32,970
February 27, 2004

Date

SPB/mtk

BURR & BROWN
 P.O. Box 7068
 Syracuse, NY 13261-7068

Customer No.: 25191
 Telephone: (315) 233-8300
 Facsimile: (315) 233-8320

Practitioner's Docket No.: 782_213

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In re the application of: Takafumi YAO, Hiromitsu UCHIYAMA and
Takabaru IWADACHI**RECEIVED
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FEB 27 2004

Ser. No.: 10/051,614

Art Unit: 2826

Filed: January 18, 2002

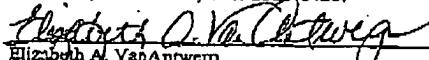
Examiner: Thomas L. Dickey

Conf. No.: 9025

EV406992407USFor: SEMICONDUCTOR LIGHT-EMITTING ELEMENT HAVING FIRST AND
SECOND EPITAXIAL LAYER GROUP II-VI SEMICONDUCTOR COMPOUNDS
ON A SUBSTRATE

"EXPRESS MAIL" mailing label number EV 406992407 US.

I hereby certify that this paper or fee is being deposited on *February 13, 2004*
 with the United States Postal Service "Express Mail Post Office to Addressee"
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 Box 1450, Alexandria, VA 22313-1450.


 Elizabeth A. VanAntwerp

 Commissioner for Patents
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 Alexandria, VA 22313-1450
**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.97(d)****TIME OF TRANSMITTAL OF ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT**1. The information disclosure statement transmitted herewith is being filed *after*:

- (1) a final action under §1.113,
- (2) a notice of allowance under §1.311, or
- (3) an Office Action that closes prosecution,

but before, or simultaneously with, the payment of the issue fee.

STATEMENT AND FEE

2. In accordance with the requirements of 37 CFR §1.97(d):

- A. Accompanying this transmittal is a statement, as specified in 37 CFR §1.97(e).
- B. Applicant(s) submit(s) the submission fee set forth in §1.17(p) (\$180.00).

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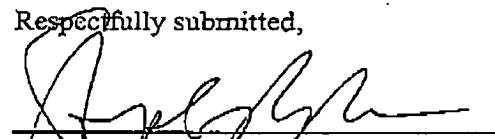
- 2 -

METHOD OF PAYMENT OF FEE

3. Attached is a check in the amount of \$180.00.
 Charge Account 50-1446 in the amount of _____.
A duplicate of this paper is attached.

If any additional fees are due, please charge Deposit Account 50-1446.

Respectfully submitted,



Stephen P. Burr

Reg. No. 32,970

SPB/eav

BURR & BROWN
P.O. Box 7068
Syracuse, NY 13261-7068

Customer No.: 025191
Telephone: (315) 233-8300
Facsimile: (315) 233-8320

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Practitioner's Docket No.: 782_213

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In re patent application of: Takafumi YAO, Hiromitsu UCHIYAMA and
Takaharu IWADACHI

Serial No.: 10/051,614

Art Unit: 2826

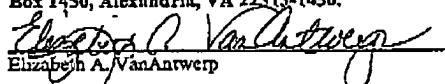
Filed: January 18, 2002

Examiner: Thomas L. Dickey

Confirmation No.: 9025

For: SEMICONDUCTOR LIGHT-EMITTING ELEMENT HAVING FIRST AND
SECOND EPITAXIAL LAYER GROUP II-VI SEMICONDUCTOR COMPOUNDS
ON A SUBSTRATECommissioner for Patents
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Alexandria, VA 22313-1450

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Box 1450, Alexandria, VA 22313-1450.

 Elizabeth A. Van Antwerp
CERTIFICATION UNDER 37 CFR §1.97(e)

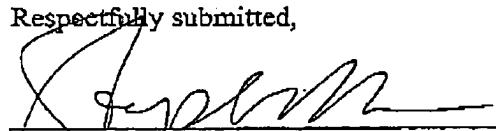
Sir:

- Each item of information contained in the Information Disclosure Statement filed herewith was *first* cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

OR

- No item of information in the Information Disclosure Statement filed herewith was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,


 Stephen P. Burr
 Reg. No. 32,970

SPB/eav

BURR & BROWN
P.O. Box 7068
Syracuse, NY 13261-7068Customer No.: 025191
Telephone: (315) 233-8300
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Practitioner's Docket No.: 782_213

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In re the application of: Takafumi YAO, Hiromitsu UCHIYAMA and
Takaharu IWADACHI**RECEIVED
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Ser. No.: 10/051,614

Art Unit: 2826

FEB 27 2004

Filed: January 18, 2002

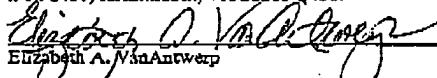
Examiner: Thomas L. Dickey

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"EXPRESS MAIL" mailing label number EV 406992407 US.

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Elizabeth A. VanAntwerp**INFORMATION DISCLOSURE STATEMENT**

Sir:

Pursuant to 37 C.F.R. §1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached Form PTO-1449. Copies of each of the references listed on Form PTO-1449 are attached.

Also enclosed is a copy of a Japanese Search Report bearing a mailing date of February 3, 2004 from a corresponding Japanese patent application, and the U.S. PTO is directed thereto for a concise statement of possible relevance of the references cited therein.

The above information is presented so that the Patent and Trademark Office may, in the first instance, determine any materiality thereof to the claimed invention. It is

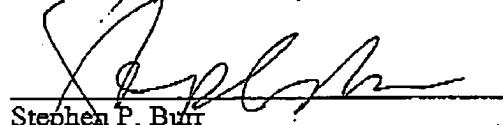
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- 2 -

respectfully requested that the information be expressly considered during the prosecution of this application, and that these references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-1446.

Respectfully submitted,



Stephen P. Burr
Reg. No. 32,970

SPB/eav

BURR & BROWN
P.O. Box 7068
Syracuse, NY 13261-7068

Customer No.: 025191
Telephone: (315) 233-8300
Facsimile: (315) 233-8320

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Form PTO-1449 US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				<i>Complete If Known</i>			
				Application Number	10/051,614		
				Filing Date	January 18, 2002		
				First Named Inventor	Takafumi YAO		
				Art Unit	2826		
				Examiner Name	Thomas L. Dickey		
				Confirmation No.	9025		
Sheet	1	of	1	Attorney Docket No.	782_213		

U.S. PATENT DOCUMENTS

Exam. Initial		Document Number	Date	Name	Our Docket No.	Class	Sub Class	Filing Date

U.S. COPENDING APPLICATIONS

Exam. Initial		Application/ Publication Number	Filing/ Publication Date	Inventor Name	Our Docket No.	Class	Sub Class

FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Sub Class	Translation	Abstract
	AF	11-135838	05-21-1999	JP			JPO Machine Translation	✓
	AG	10-027946	01-27-1998	JP			JPO Machine Translation	✓
	AH	10-022527	01-23-1998	JP			JPO Machine Translation	✓

OTHER DOCUMENTS
(Including Author, Title, Date, Pertinent Pages etc.)

Examiner:	Date Considered:
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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